

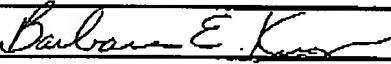
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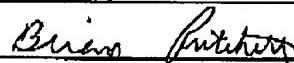
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number 10/789,019
Total Number of Pages in This Submission 10	Filing Date February 27, 2004	First Named Inventor Jochen GOERLITZER et al.
	Art Unit 1626	Examiner Name PAVIGLIANITI, Anthony Joseph
	Attorney Docket Number DEAV2003/0017 US NP	

ENCLOSURES <i>(Check all that apply)</i>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): <input type="checkbox"/>
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

GOERLITZER, et al

Examiner: **PAVIGLIANITI, Anthony Joseph**

Application No.: **10/789,019**

Art Unit: **1626**

Filed: **February 27, 2004**

Title: **Diarylcyloalkyl derivatives, process
for their preparation and their use as
pharmaceuticals**

TELEFAX CERTIFICATE

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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This paper is in response to the Notice of Non-Compliant Amendment mailed 10/18/05 regarding the above-identified application. Claim 14 has been revised according to Examiner's request i.e. the deletion of subject matter is shown by double brackets. Also, the status identifiers of Claims 14-16 have been changed per Examiner's request i.e. "withdrawn and currently amended" has been changed to "withdrawn - currently amended".

The following claim set replaces all prior versions of the claims. Applicant's remarks follow on page 9.